

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

SHANNON PEREZ; HAROLD DUTTON,	)	
JR.; GREGORY TAMEZ; SERGIO	)	
SALINAS; CARMEN RODRIGUEZ;	)	
RUDOLFO ORTIZ; NANCY HALL and	)	
DOROTHY DEBOSE	)	
	)	
Plaintiffs	)	CIVIL ACTION NO.
	)	11-CA-360-OLG-JES-XR
-and-	)	[Lead case]
	)	
EDDIE BERNICE JOHNSON, SHEILA	)	
JACKSON-LEE, and ALEXANDER	)	
GREEN, MEMBERS OF THE UNITED	)	
STATES CONGRESS	)	
	)	
-and-	)	
	)	
TEXAS LEGISLATIVE BLACK	)	
CAUCUS, TEXAS HOUSE OF	)	
REPRESENTATIVES	)	
	)	
-and-	)	
	)	
TEXAS STATE CONFERENCE OF	)	
NAACP BRANCHES; HOWARD	)	
JEFFERSON, JUANITA WALLACE and	)	
REV. BILL LAWSON	)	
	)	
Plaintiff-Intervenors	)	
	)	
v.	)	
	)	
STATE OF TEXAS; RICK PERRY, in his	)	
official capacity as Governor of the State of	)	
Texas; DAVID DEWHURST, in his official	)	
capacity as Lieutenant Governor of the State	)	
of Texas; JOE STRAUS, in his official	)	
capacity as Speaker of the Texas House of	)	

Representatives; HOPE ANDRADE, in her )  
official capacity as Secretary of State of the )  
State of Texas )  
\_\_\_\_\_  
)  
MEXICAN AMERICAN LEGISLATIVE )  
CAUCUS, TEXAS HOUSE OF )  
REPRESENTATIVES (MALC) )  
)  
Plaintiffs )  
)  
-and- )  
)  
THE HONORABLE HENRY CUELLAR, )  
Member of Congress, CD28; THE TEXAS )  
DEMOCRATIC PARTY and BOYD )  
RICHIE, in his official capacity as Chair of )  
the Texas Democratic Party; and LEAGUE )  
OF UNITED LATIN AMERICAN )  
CITIZENS (LULAC) and its individually )  
named members )  
)  
Plaintiff-Intervenors, )  
)  
v. )  
)  
STATE OF TEXAS; RICK PERRY, in his )  
official capacity as Governor of the State of )  
Texas; DAVID DEWHURST, in his official )  
capacity as Lieutenant Governor of the State )  
of Texas; JOE STRAUS, in his official )  
capacity as Speaker of the Texas House of )  
Representatives; )  
)  
Defendants. )  
\_\_\_\_\_  
)  
TEXAS LATINO REDISTRICTING TASK )  
FORCE, JOEY CARDENAS, ALEX )  
JIMENEZ, EMELDA MENENDEZ, )  
TOMACITA OLIVARES, )  
)  
CIVIL ACTION NO.  
SA-11-CA-361-OLG-JES-XR  
[Consolidated case]

Plaintiffs,	)
v.	)
	)
RICK PERRY, in his official capacity as Governor of the State of Texas	)
	)
Defendant.	)
	)
<hr/>	
MARGARITA V. QUESADA; ROMEO MUNOZ; MARC VEASEY; JANE HAMILTON; LYMAN KING; and JOHN JENKINS	)
	)
Plaintiffs,	)
	)
v.	)
	)
RICK PERRY, in his official capacity as Governor of the State of Texas, and HOPE ANDRADE, in her official capacity as Secretary of State of the State of Texas	)
	)
Defendants.	)
	)
<hr/>	
JOHN T. MORRIS	)
	)
Plaintiff	)
	)
v.	)
	)
STATE OF TEXAS, RICK PERRY, in his official capacity as Governor of the State of Texas, DAVID DEWHURST, in his official capacity as Lieutenant Governor of the State of Texas; JOE STRAUS, in his official capacity as Speaker of the Texas House of Representatives; and HOPE ANDRADE, in her official capacity as Secretary of State of the State of Texas	)
	)
	)

CIVIL ACTION NO.  
SA-11-CA-592-OLG-JES-XR  
[Consolidated case]

CIVIL ACTION NO.  
SA-11-CA-635  
[Consolidated case}

Defendants	)	
	)	
EDDIE RODRIGUEZ, MILTON GERARD	)	
WASHINGTON, BRUCE ELFANT, ALEX	)	
SERNA, SANDRA SERNA, BETTY F.	)	
LOPEZ, DAVID GONZALEZ, BEATRICE	)	
SALOMA, LIONOR SOROLA-	)	
POHLMAN; ELIZA ALVARADO;	)	
JUANITA VALDEZ-COX; JOSEY	)	
MARTINEZ; NINA JO BAKER; TRAVIS	)	
COUNTY and CITY OF AUSTIN,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	
	)	
RICK PERRY, in his official capacity as	)	
Governor of the State of Texas, DAVID	)	
DEWHURST, in his official capacity as	)	
Lieutenant Governor of the State of Texas;	)	
JOE STRAUS, in his official capacity as	)	
Speaker of the Texas House of	)	
Representatives; HOPE ANDRADE, in her	)	
official capacity as Secretary of State of the	)	
State of Texas; STATE OF TEXAS; BOYD	)	
RICHIE, in his official capacity as Chair of	)	
the Texas Democratic Party; and STEVE	)	
MUNISTERI, in his official capacity as	)	
Chair of the Republican Party of Texas	)	
	)	
Defendants.	)	
	)	

CIVIL ACTION NO.  
1:11-CV-00451-LY-JES-OLG  
[Consolidated case]

**JOINT PLAINTIFF-INTERVENORS' TEXAS STATE CONFERENCE OF NAACP  
BRANCHES, JUANITA WALLACE, and REV. BILL LAWSON'S; and  
PLAINTIFF-INTERVENOR'S HOWARD JEFFERSON'S  
EXPERT WITNESS DESIGNATIONS,  
PROPOSED WITNESS, AND  
PROPOSED EXHIBIT LISTS**

Plaintiff-Intervenors Texas State Branch of NAACP Branches, Juanita Wallace, Rev. Bill Lawson, and Howard Jefferson, in compliance with the Court's applicable Scheduling Order,

submits the following joint expert witness designations, proposed witness and proposed exhibit lists:

**EXPERT WITNESS DESIGNATION**

1. Prof. Orville Vernon Burton. See attached report and attachments
2. Tony Fairfax. See attached report and attachments
3. Bill Piatt. See attached report and attachments

**SUPPLEMENTATION AND CROSS-DESIGNATION**

NAACP Plaintiff Intervenors will designate other experts in accordance with the Court's docket control order and the Federal Rules of Civil Procedure, and therefore, will supplement this response.

NAACP Plaintiff Intervenors hereby cross designates and states that they may call any expert witness identified or designated by any party or any employee or representative of any adverse party, subject to any objections that Intervenors may make concerning the designation or qualifications of those witnesses.

NAACP Plaintiff Intervenors reserves the right to elicit by way of cross examination, opinion testimony from experts or corporate representatives or other witnesses who may be qualified to render expert testimony designated and/or called by other parties to the suit.

NAACP Plaintiff Intervenors reserves the right to elicit by way or direction/cross examination, opinion testimony from fact witnesses who may be qualified to render

expert testimony, but are not retained experts at this time, who have expertise in certain areas regarding the facts of this case.

NAACP Plaintiff Intervenors reserves the right to elicit by way of direct/cross examination, opinion testimony for experts designated and/or called by other parties to the suit.

NAACP Plaintiff Intervenors reserves the right to call any expert witness of any party who may be added to this lawsuit.

#### **PROPOSED WITNESS LIST**

Discovery is still ongoing and NAACP Plaintiff Intervenors reserves the right to call additional witnesses as documents are obtained and reviewed and depositions are completed.

NAACP Plaintiff Intervenors also cross designate witnesses identified by other parties to this consolidated case.

1. Congresswoman Sheila Jackson-Lee, Plaintiff-Intervenor  
2160 Rayburn Building  
Washington, DC 20515  
Telephone Number: (202) 225-3816 Phone

The following persons may be called to testify about electoral irregularities, racially polarized voting, coalition efforts with various groups, work of particular Congresspersons and elected officials and the existence of discrimination, racial disparities and other inequities as well as the need for additional representation:

2. Ruby Mosley  
Acres Homes Citizens Council  
862 S. Victory  
Houston, Texas 77088  
Telephone Number: (281) 919-9262
3. Rev. Terrance D. Grant Malone  
2702 Dowling Street

Houston, Texas 77004  
Telephone Number: (713) 870-0896

4. Gilbert Andrew Garcia  
CFA Chairman  
Houston, Texas 77208  
Telephone Number: (713) 853-2323
5. Sheriff Adrain Garcia  
1200 Baker Street  
Houston, Texas 77002  
Telephone Number: (713) 755-8136
6. Bishop James Dixon  
1023 Pinemont Drive  
Houston, Texas 77018  
Telephone Number: (713) 688-2900
7. Tomarro Bell  
Telephone Number: (713) 825-8449
8. Bishop I.V. Hillard  
19525 Doerre Road  
Spring, Texas 77379  
Telephone Number: (281) 876-5331
9. Dr. S.J. Gilbert  
2702 Dowling Street  
Houston, Texas 77004  
Telephone Number: (713) 869-9172
10. Albert Coleman  
North Forest Trustee  
6010 Little York Road  
Houston, Texas 77016  
Telephone Number: (713) 703-5250
11. Hattie Mae White  
HISD Board Services
12. Juliet K. Stipeche  
HISD  
Educational Support Center  
4400 West 18<sup>th</sup> Street  
Houston, Texas 77092  
Telephone Number: (713) 550-6233

13. Congresswoman Eddie Bernice Johnson, Plaintiff-Intervenor  
2468 Rayburn Office Building  
Washington, DC 20515  
Telephone Number: (202) 225-8885

The following persons may be called to testify about electoral irregularities, racially polarized voting, coalition efforts with various groups, work of particular Congresspersons and elected officials and the existence of discrimination, racial disparities and other inequities as well as the need for additional representation:

14. Gary Hasty  
Cedar Hill, Texas  
Telephone Number: (214) 797-1674

15. James Nowlin  
Dallas, Texas  
Telephone Number: (214) 957-4112

16. Councilwoman Carrie Marshall  
Balch Springs, Texas  
Telephone Number: (469) 387-8714

17. Ricardo Medrano  
Dallas (Love Field), Texas  
Telephone Number: (972) 948-7026

18. Cheryl Mayo  
West Dallas, Texas  
Telephone Number: (214) 537-5096

19. Gloria Hogg  
Pleasant Grove, Texas  
Telephone Number: (214) 275-7822

20. Rev. Gerald Britt  
City Square (Dallas), Texas  
Telephone Number: (214) 342-0509

21. Rev. R. E. Price  
Hamilton Park, Texas  
Telephone Number: (214) 341-6459

22. Anthony Bond  
Irving, Texas  
Telephone Number: (214) 830-6719

23. Terry Jackson  
Garland, Texas  
Telephone Number: (214) 732-4408

24. Charles O'Neal  
Black Chamber of Commerce  
Telephone Number: (214) 421-5200

25. Cliff Miller  
MBE Policy Institute  
Telephone Number: (214) 448-5788

26. Raul Magdaleno  
Hispanic Youth Institute  
Telephone Number: (214) 893-8374

27. Councilwoman Pauline Medrano  
Dallas, Texas  
Telephone Number: (214) 923-2781

28. Michael Thomas  
White Rock Lake, Texas  
Telephone Number: (214) 403-8657

29. Congressman Al Green, Plaintiff-Intervenor  
2201 Rayburn House Office Building  
Washington, D.C. 20515-4309  
Telephone Number: (202) 225-7508

The following persons may be called to testify about electoral irregularities, racially polarized voting, coalition efforts with various groups, work of particular Congresspersons and elected officials and the existence of discrimination, racial disparities and other inequities as well as the need for additional representation:

30. Ericka Cain  
Texas State NAACP Youth Advisor  
6434 Brookhaven Trail  
Ft. Worth, Texas 76133  
Telephone Number: (817) 600-1710

31. Rev. Reginald Lillie  
16611 Canterra Way  
Houston, Texas 77095  
Telephone Number: (713) 410-1897

32. Phyllis Jones  
State NAACP Education Chair  
2401 Bluebonnet Drive  
Killeen, Texas 76549  
Telephone Number: (254) 702-2536

33. Bob Lydia  
NAACP National Board  
1332 Bow Creek Drive  
Duncanville, Texas 75116  
Telephone Number: (214) 429-3314

34. Oliver Hill  
San Antonio NAACP President  
5007 Stoneleigh Drive  
San Antonio, Texas 78220  
Telephone Number: (210) 846-5130

35. TaNeika Driver  
Killeen NAACP President  
209 Sandra Sue Drive  
Killeen, Texas 76542  
Telephone Number: (254) 338-1562

36. Brian Rowland  
Prairie View City Council  
110 Bledsoe Street  
Prairie View, Texas 77046  
Telephone Number: (646) 294-7369

37. Texas State Senator Rodney Ellis  
Texas Senate  
PO Box 12068  
Austin, Texas 78711

38. Texas State Senator Royce West  
Texas Senate  
PO Box 12068  
Austin, Texas 78711

The following persons may be called to testify about electoral irregularities, racially polarized voting, coalition efforts with various groups, work of particular Congresspersons and elected officials and the existence of discrimination, racial disparities and other inequities as well as the need for additional representation:

39. Charlie Wilson

103 Young Street  
Marshall, TX, 75670-2953  
Telephone Number: (903) 935-2255

The following person may talk about racially polarized voting in Texas and/or central Texas, Anglo voters being able to frustrate the votes of cohesive minorities seeking to elect the candidate of their choice:

40. Jim Dunnam  
4125 West Waco Drive  
Waco, TX 76710-  
254-753-7434

Members of the Texas Legislative Black Caucus may be called to talk about relevant matters relating to the Legislature's consideration of redistricting and related issues:

41. Representative Alma Allen  
Texas House of Representatives  
PO Box 2910  
Austin, Texas 78768

42. Representative Barbara Mallory-Caraway  
Texas House of Representatives  
PO Box 2910  
Austin, Texas 78768

43. Representative Garnet Coleman  
Texas House of Representatives  
PO Box 2910  
Austin, Texas 78768

44. Representative Yvonne Davis  
Texas House of Representatives  
PO Box 2910  
Austin, Texas 78768

45. Representative Joe Deshotel  
Texas House of Representatives  
PO Box 2910  
Austin, Texas 78768

46. Representative Dawnna Dukes  
Texas House of Representatives  
PO Box 2910  
Austin, Texas 78768

47. Representative Harold Dutton  
Texas House of Representatives  
PO Box 2910  
Austin, Texas 78768

48. Representative Borris Miles  
Texas House of Representatives  
PO Box 2910  
Austin, Texas 78768

49. Representative Helen Giddings-Jones  
Texas House of Representatives  
PO Box 2910  
Austin, Texas 78768

50. Representative Ruth McClendon  
Texas House of Representatives  
PO Box 2910  
Austin, Texas 78768

51. Representative Senfronia Thompson  
Texas House of Representatives  
PO Box 2910  
Austin, Texas 78768

52. Representative Sylvester Turner  
Texas House of Representatives  
PO Box 2910  
Austin, Texas 78768

53. Representative Marc Veasey  
Texas House of Representatives  
PO Box 2910  
Austin, Texas 78768

54. Representative Ron Reynolds  
Texas House of Representatives  
PO Box 2910  
Austin, Texas 78768

55. Representative Stefani Carter  
Texas House of Representatives  
PO Box 2910  
Austin, Texas 78768

56. Representative James White

Texas House of Representatives  
PO Box 2910  
Austin, Texas 78768

The following persons may be called to testify about electoral irregularities, racially polarized voting, coalition efforts with various groups, work of particular Congresspersons and elected officials and the existence of discrimination, racial disparities and other inequities as well as the need for additional representation:

57. Carol Moore  
State NAACP Health Chair  
2915 Druid Street  
Houston, Texas 77091  
Telephone Number (713) 820-1801
58. Dr. Juanita Wallace, Plaintiff-Intervenor  
Dallas NAACP President  
1409 S. Lamar, Loft 341  
Dallas, Texas 75215  
Telephone Number: (972) 803-3052
59. Jeffrey W. Travillion, Sr.  
Former Austin NAACP President  
20802 Derby Day Avenue  
Pflugerville, Texas 78660  
Telephone Number: (512) 653-0885
60. Claude Foster  
Former Reg. Director NAACP  
(210)317-1994
61. Howard Jefferson, Plaintiff-Intervenor  
4402 Nenana Drive  
Houston, Texas 77035  
Telephone Number: (832) 250-2919
62. Rev. Bill Lawson, Plaintiff-Intervenor  
4042 Glen Code Drive  
Houston, Texas 77021  
Telephone Number: (281) 914-6589
63. Robert Starr  
Former NAACP Board Member  
Ft. Worth, Texas
64. Nelson Linder

Austin NAACP President  
1701 E. 11<sup>th</sup> Street  
Austin, Texas 78702  
Telephone Number: (512) 476-6230

65. Terry Mills  
Corpus Christi NAACP President  
Telephone Number: (361) 658-6000

66. Bill Leak  
Temple NAACP President

67. Vernon Denmon  
Former Palestine NAACP President

68. Rev. Walter Brown  
Waco NAACP President  
Waco, Texas

69. Commissioner Gibson  
Waco, Texas

70. Mary Ramos,  
Houston, Texas  
Worked with NAACP and other groups while with LULAC to the current  
Telephone Number: (713) 861-6271

71. Carmen Watkins  
Regional Director NAACP  
4805 Mt. Hope Drive  
Baltimore, Maryland 21215  
Telephone Number: (410) 580-5777

72. C.G. McElwyn  
Former Wharton County Sheriff Candidate

73. Frank Berry  
Marshall, Texas

74. Judge Hinojosa  
Telephone (956) 687-8203  
Corpus Christi, Texas

75. Monroe Saulter  
Telephone: (956) 225-5557  
McAllen, Texas

76. Lico Reyes, former Candidate for Congress  
Box 150001  
Arlington  
TX 76015 USA  
(817) 467-3087

77. Ana Yanez-Correa  
Executive Director Criminal Justice Coalition

78. Pamela Wade  
Austin, Texas  
Telephone Number: (512) 478-9928

79. Lemuel Price  
Legislative Aide for Representative Davis familiar with the process  
PO Box 2910  
Austin, Texas 78768

#### **PROPOSED EXHIBIT LIST**

NAACP Plaintiff Intervenors reserves the right to admit as exhibits those documents that are being produced by the parties and witnesses now. The general categories of those documents are described below. NAACP Plaintiff Intervenors also cross designates the exhibits listed by other parties to this consolidated case.

NAACP Plaintiff Intervenors intends to offer the schedules, charts and compilation contained in or attached to its expert reports as exhibits as well.

1. Reports from and Complaints to various State and Federal Agencies (such as HUD, EEOC, United States Department of Justice, Texas Workforce Commission, Texas Police Departments on Racial Profiling and Hate Crimes, Study Commissioned by the Texas Supreme Court that shows problems with school discipline in Texas schools) that show the existence of past and current racial discrimination in Texas.
2. Documents that show race being used in election campaigns, and/or racially polarized voting, and/or the “Obama effect” in recent elections.
3. Plans, Maps, Charts, and associated data tendered by the Legislative Black Caucus during the Legislative Process;
4. Plans, Maps, Charts, and associated data tendered by the NAACP during the Legislative

- Process;
5. Election Data showing African-American and Latino voters/communities working as a cohesive group in elections;
  6. Benchmark Plans for the State House and Congress;
  7. Information provided by African-American Congresspersons to those involved in drawing the official maps;
  8. Plans adopted by the Legislature for the Texas State House of Representatives and the United States Congress;
  9. News Articles showing the continued prominence of race as a factor in explaining the disparate experience of different communities in Texas.
  10. Articles and data showing the state of African-American-owned business compared to other businesses;
  11. Relevant census or associated data;
  12. Excerpts from public hearings regarding redistricting;
  13. Copies of selective written testimony provided at public hearings regarding redistricting;
  14. Data from NAACP Public Hearings regarding election irregularities around the State due to race;
  15. Documents showing problems in Waller County, Texas in reference to permitting African-Americans to vote like other citizens;
  16. NAACP Legislative Report Cards
  17. Specific election data from Harris, Fort Bend, Tarrant and Dallas Counties.
  18. Expert Reports and Exhibits will be made available as guided by court order.
  19. Excerpts from tape recordings such as debates on the floor of the State House of Representatives.
  20. Texas Legislative Voting Records.
  21. Data to Show African-American health, education, and other socio-economic disparities.

Respectfully Submitted,

By: /s/ Robert Notzon  
Robert Stephen Notzon  
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Austin, TX 78701  
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TEXAS STATE CONFERENCE OF NAACP,  
JUANITA WALLACE, AND BILL LAWSON

By: /s/ Gary Bledsoe  
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COUNSEL FOR PLAINTIFF-INTERVENOR  
HOWARD JEFFERSON

**CERTIFICATE OF SERVICE**

I hereby certify that on August 8, 2011, I electronically filed the foregoing document and attachments with the Clerk of the United States District Court, Western District of Texas, San Antonio Division, using the electronic case filing system of the Court. The electronic case filing system sent a "Notice of Electronic Filing" to all attorneys of record who have consented in writing to accept this Notice as service of this document by electronic means. For those attorneys not listed as receiving ECF notification, they have been served the foregoing and attached documents via email delivery as agreed in this case.

/s/ Robert Notzon

Robert Notzon